

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, FEBRUARY 27, 2020

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD FEBRUARY 20, 2020.**
DEPUTY COMMISSIONER JORDAN MOVED TO ACCEPT THE MINUTES OF FEBRUARY 20, 2020; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
2. **SCHEDULED HEARINGS AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:**

April 15, 2020 at 9:00 a.m.:

- a. Buffalo Wild Wings Grill and Bar #3, 1500 South Willow Street, Manchester, NH 03103. Restaurant, On-Premises, Beverage/Wine/Liquor License #1494203 licensed pursuant to RSA 178:21. Cited for violation of RSA 179:5, I - served alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated. Date of violation: October 6, 2018. Case #: 19-18-OF.

Date to be determined:

- b. Castaways Boathouse, 31 Cocheco Street, Dover, NH 03820. Restaurant, Full Service With Lounge License #1291303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q). Cited for violation of Liq. 603.05 – failed to comply with the requirements of a Commission order. Date of violation: November 24, 2019. Case #: 19-631-OF.
HEARING POSTPONED BY CHIEF HEARINGS OFFICER JOSEPH PLAIA ON FEBRUARY 24, 2020.

Date to be determined:

- c. Horsefeathers, 2679 White Mountain Highway, Conway, NH 03818. Restaurant, Full Service With Lounge License #1080003 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q). Cited for violation of RSA 179:5, I - served alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated. Date of violation: August 17, 2019. Case #: 19-481-OF.
MOTION TO CONTINUE FILED BY THE DIVISION OF ENFORCEMENT AND GRANTED ON 2/13/2020; HEARING TO BE RESCHEDULED WITHIN THIRTY (30) DAYS.
HEARING POSTPONED BY CHIEF HEARINGS OFFICER JOSEPH PLAIA ON FEBRUARY 24, 2020.

3. **NOTIFICATION OF DISCIPLINARY ACTION:**

- a. Chili's Grill & Bar of Tilton, 18 Lowe's Drive, Tilton, NH 03276. Restaurant, Full Service With Lounge License #1334203 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q). Cited for violation of RSA 179:5, I - served alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated. Date of violation: November 5, 2019. Case #: 19-593-OF.
An administrative fine of \$2,500 with \$1,500 suspended for twelve (12) months pending no like violation, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication, the license to serve, consume or possess alcohol shall

be suspended in the cocktail lounge only for ten (10) days with five (5) days held in abeyance for twelve (12) months pending no like violation commencing March 8, 2020 and re-granted on March 13, 2020, Devon Taylor shall attend a Management Training Seminar (MTS) in a classroom within thirty (30) days from the date of the fully executed agreement and Ashley Hemenway shall attend a Total Education in Alcohol Management (TEAM) seminar in a classroom within thirty (30) days from the date of the fully executed agreement.

COMMISSION ACKNOWLEDGED.

- b. Last Chair, 5 Route 25, Plymouth, NH 03264.
Brew Pub License #2003815 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13, IV – failed to file a monthly tax report and pay required taxes by the 10th of the following month.
Date of violation: February 14, 2020.
Case #: 20-103-OF.
\$100 administrative fine and the licensee shall remain in compliance with RSA 178:13 and RSA 178:26 regarding filing of reports and payment of taxes by the 10th of the following month.
COMMISSION ACKNOWLEDGED.
- c. Rek-Lis Brewing Company, 2085 Main Street, Bethlehem, NH 03574.
Brew Pub License #2003515 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13, IV – failed to file a monthly tax report and pay required taxes by the 10th of the following month.
Date of violation: February 13, 2020.
Case #: 20-95-OF.
\$100 administrative fine, an additional fee of \$25.84 that represents 10% of the total outstanding fees due for January, 2020 and the licensee shall remain in compliance with RSA 178:13 and RSA 178:26 regarding filing of reports and payment of taxes by the 10th of the following month.
COMMISSION ACKNOWLEDGED.

4. NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:

- a. Dante's Pasta & Vino, 564 Calef Highway, Barrington, NH 03825.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1261403 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.
Date of violation: February 5, 2020.
Case #: 20-87-OF.
\$250 administrative fine.
COMMISSION ACKNOWLEDGED.
- b. Epping Shell, 7 Exeter, Road, Epping, NH 03042.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3001947 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: February 5, 2020.
Case #: 20-92-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- c. R-Evolution, 8 Temple Street, Nashua, NH 03063.
Restaurant, Full Service With Lounge License #1558103 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:17 – failed to have tables cleared of alcoholic beverages by 1:30 a.m.
Date of violation: November 28, 2019.
Case #: 19-628-OF.
\$250 administrative fine paid.
COMMISSION ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. D&V International, Inc., 147 Barcelona Drive, Jupiter, FL 33458.
To be issued Beverage Vendor License #98031 pursuant to RSA 178:15.
Manufacturer: Browar Fortuna.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. D&V International, Inc., 147 Barcelona Drive, Jupiter, FL 33458.
To be issued Beverage Vendor License #98131 pursuant to RSA 178:15.
Manufacturer: Brasserie Abbaye Du Val-Dieu.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Jajabelle's LLC, 143 Main Street, Nashua, NH 03060.
To be issued Restaurant, On-Premises, Beverage & Wine License #1600303 pursuant to RSA 178:20.
30-Day Temporary License issued 2/21/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Keene Family YMCA, 200 Summit Road, Keene, NH 03431.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #611341 pursuant to RSA 178:22, V(l).
Event date: 4/4/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Ohmerica LLC DBA Route 28 Vapors, 294 North Broadway, Salem, NH 03079.
To be issued Retail Tobacco License #149217 pursuant to RSA 178:19-a.
30-Day Temporary License issued 2/19/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Pool Players LLC DBA Buster's Billiards, 369 Route 108, Somersworth, NH 03878.
Sports Recreation Facility License #6020805 pursuant to RSA 178:22, V(u)(1)
30-Day Temporary License issued 2/21/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Rewa LLC DBA Hampstead Center Market, 10 Main Street, Hampstead, NH 03841.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3390147 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 2/21/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. Saco River Brewing LLC, 10 Jockey Cap Lane, Fryeburg, ME 04037.
To be issued Beverage Vendor License #98531 pursuant to RSA 178:15.
Manufacturer: Saco River Brewing.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- i. Salem Boys & Girls Club, Inc., 3 Geremonty Drive, Salem, NH 03079.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #611741 pursuant to RSA 178:22, V(l).
Event date: 4/4/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. Schuck, Brett, 2701 S. Le Jeune Road, Coral Gables, FL 33134.
To be issued Liquor & Wine Representative License #610735 pursuant to RSA 178:10.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- k. 7-Eleven, Inc. DBA 7-Eleven 32502H, 274 Derry Road, Litchfield, NH 03052.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3390447 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 2/21/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- l. T-Shan's, Inc. DBA Diverge, 421 Central Avenue, Dover, NH 03820.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1599403 pursuant to RSA 178:21.
30-Day Temporary License issued 2/18/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- m. 3 Kitchen Bar & Grill LLC, 333 Valley Street, Manchester, NH 03103.
To be issued Restaurant, Full Service With Lounge License #1602303 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
30-Day Temporary License issued 2/21/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- n. Vape Strong LLC DBA Route 125 Vapors, 285 Calef Highway, Epping, NH 03042.
To be issued Retail Tobacco License #149017 pursuant to RSA 178:19-a.
30-Day Temporary License issued 2/19/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- o. Villa San Juliette Corp., 6385 Cross Canyons Road, San Miguel, CA 93451.
To be issued Liquor & Wine Vendor License #129545 pursuant to RSA 178:9.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING FEBRUARY 21, 2020: 1,221

Hickory Farms LLC, 21801 Avenue 16, Madera, CA 93637.
To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
(Retailer)

DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Hampstead Center Market, 10 Main Street, Hampstead, NH 03841.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3390147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Date petition received: 2/21/2020.
Date petition approved: 2/21/2020.
Requested approval for authorization to sublease/give access to part of business, to wit, to sublet/give access to My Favorite Chocolate pursuant to RSA 179:48, IV.
COMMISSION ACKNOWLEDGED.

- b. Last Chair, 5 Route 25, Plymouth, NH 03264.
Brew Pub License #2003815 licensed pursuant to RSA 178:13.
Date petition received: 1/24/2020.
Date petition approved: 2/18/2020.
Requested approval for extension of service, to wit, a tasting room with a capacity of 25 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Wolfeboro Inn, 90 North Main Street, Wolfeboro, NH 03894.
Hotel, Full Service With Lounge License #369402 licensed pursuant to RSA 178:21, II(b)(1)/RSA 178:22, V(k).
Date petition received: 1/15/2020.
Date petition approved: 2/21/2020.
Requested approval for extension of service, to wit, a guest reception area with a capacity of 22 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Krebs Brewing Co., Inc., 120 SW 8th Street, Krebs, OK 74554.
Beverage Vendor License #89331 licensed pursuant to RSA 178:15.
Requests approval of Weekend Imperial Stout which has an alcohol content of 13.38% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; sample provided.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Pabst Brewing Company, 10635 Santa Monica Blvd., Suite #350, Los Angeles, CA 90025.
Beverage Vendor License #83431 licensed pursuant to RSA 178:15.
Requests approval of New Holland Brewing Dragon's Milk Reserve 2020 which has an alcohol content of 12.47% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; sample provided.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

14. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:

Belmont, NH;
Franklin, NH;
Gilford, NH;
Gorham, NH;
Hampton, NH;
Hanover, NH;
Hooksett, NH;
Jaffrey, NH;
Keene, NH;
Lancaster, NH;
Lebanon, NH;
Littleton, NH;

Manchester, NH;
Merrimack, NH;
Nashua, NH;
Plymouth, NH;
Sullivan County; NH
Swanzey, NH;
Tilton, NH;
Wakefield, NH; and
Wolfeboro, NH.

COMMISSION ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Believe In Books Literacy Foundation, 41 Observatory Way, Intervale, NH 03845.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #611041 pursuant to RSA 178:22, V(I).
Event date: 2/21/2020 - 2/22/2020.
Recommended: Expedited approval.
Commission approved on 2/20/2020.
COMMISSION ACKNOWLEDGED.
- b. High Hopes Foundation of NH, Radisson Hotel Nashua, 11 Tara Blvd., Nashua, NH 03062.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #611441 pursuant to RSA 178:22, V(I).
Event date: 3/6/2020.
Recommended: Expedited approval.
Commission approved on 2/20/2020.
COMMISSION ACKNOWLEDGED.